

TRANSCRIPT PREPARED BY THE CLERK OF THE LEGISLATURE
Transcriber's Office

April 23, 1999 LB 280

suffering those kinds of disabilities, because the statute says that it was used primarily and customarily used to serve a medical purpose, not, generally not useful to a person in the absence of illness or injury. Well, despite what I think the plain meaning of those words are, they have been interpreted in a different fashion by the Department of Revenue and they refuse to change their interpretation for the implementation of the bill as introduced and now on Final Reading. And because they refuse to change their interpretation of those words, we now must ask you to bring an amendment to this bill and provide the words that they will interpret in a fashion that is designed to carry out Senator Cudaback and the Revenue Committee's intention. And since they have assured us that the words that we would now be adopting would carry out that intent, I would ask your indulgence in adopting those words for them and for us so that we might carry out the intent, and I think the intent of the legislation is an appropriate one and it is consistent with other policies that we have adopted and used in the administration of the sales tax. So I would ask for your support in returning LB 280 to Select File for the adoption of AM1281.

PRESIDENT MAURSTAD: Thank you, Senator Wickersham. Senator Cudaback, on the motion to return LB 280 to Select File.

SENATOR CUDABACK: Mr. President and members, some days I know how Rodney Dangerfield feels here on the floor, but that's beside the point. I think Senator Wickersham explained what we're trying to do here. We're only trying to do what we thought we were doing to start with, whatever that means. Sometimes what you think you're doing, that doesn't always happen. It has to be clarified. In this case, it has to be clarified so I won't even try to repeat what Senator Wickersham has said. All I know is that it has to be done and I'd appreciate your support. Thank you.

PRESIDENT MAURSTAD: Thank you, Senator Cudaback. Seeing no lights, Senator Wickersham waives closing. The question is the motion to return LB 280 to Select File for AM1281. Those in favor vote aye, those opposed nay. Please record.

ASSISTANT CLERK: 34 ayes, 0 nays on the motion to return the